

Amendment No. 1 to SB0659

Lundberg
Signature of Sponsor

AMEND Senate Bill No. 659*

House Bill No. 1535

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 22, is amended by adding the following as a new section:

(a) As used in this section, "supplemental materials" means print materials, electronic resources, instructional aids, or any combination of the same, used to address gaps or misalignments between academic standards and the adopted curriculum.

(b) Supplemental materials shall not:

(1) Supplant textbooks or instructional materials approved by the state board of education that are locally adopted by an LEA's local board of education or by a public charter school's governing body; or

(2) Be used in the public schools of this state if the supplemental materials are created to align exclusively with the Common Core State Standards or are marketed or otherwise identified as Common Core materials.

(c) A local board of education or public charter school governing body shall:

(1) Establish a process for the review and approval of supplemental materials proposed for use in the public schools governed by the local board of education or public charter school governing body. The process must:

(A) Provide educators aggrieved by the outcome of the review and approval process the opportunity to appeal the outcome to the local board of education or public charter school governing body;

(B) Establish that the decision of the local board of education or public charter school governing body decision on appeal is final; and

(C) Ensure the local board of education or public charter school governing body responds to appeals in a timely manner; and

(2) Establish a process for parents and legal guardians of students enrolled in the LEA or public charter school to submit complaints to the school principal, or to the school principal's designee, regarding supplemental materials used in the parent's or legal guardian's student's school. The process must:

(A) Provide parents and legal guardians who are aggrieved by the school's response to the parent's or legal guardian's complaint the opportunity to appeal the school's response to the local board of education or public charter school governing body;

(B) Establish that the decision of the local board of education or public charter school governing body decision on appeal is final; and

(C) Ensure that the local board of education or public charter school governing body responds to appeals in a timely manner.

(d) The following supplemental materials may be used in the public schools of this state without first having to be approved by the respective local board of education or public charter school governing body pursuant to subdivision (c)(1):

(1) Materials created to align with Tennessee academic standards, including materials created or developed by a teacher; and

(2) Materials created by an individual, organization, or entity exclusively for the benefit of Tennessee students.

SECTION 2. For the purpose of establishing policies and processes, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect July 1, 2023, the public welfare requiring it.